

Action dated December 31, 1997. Claims 1-7 and 11-16 stand rejected. Claims 8-9 are objected to as being dependent on rejected base claims, and Claim 10 is subject to a restriction or election requirement. In this Amendment, Applicants affirm the election of Claims 1-9 and 11-16 for examination in the present case and request cancellation of Claim 10 without prejudice to the filing of continuations or divisionals.

In the December 31, 1997, Office Action, the Examiner rejected Claims 1-7 and 11-16 under 35 U.S.C. 103 as being unpatentable over Irwin et al. ("Irwin" U.S. Patent No. 5, 404, 527). The Examiner contends that Irwin teaches the invention substantially as claimed. Applicants respectfully traverse the Examiner's rejection.

Irwin is directed at a system and method for remote program load. More specifically, as described in Irwin:

"One method used to intercept and process boot strap loader requests from the ROM-BIOS is to use a LAN interface card in the workstation to intercept requests generated by the main processor under control of the ROM-BIOS and bootstrap loader during the boot process of the workstation. In the exemplary embodiment of the invention, a program in the LAN interface card interacts with other systems on the LAN to allow one of several servers on the LAN to provide the boot program and DOS."

(emphasis added) Irwin, Col. 3, lines 59-68:

Applicants respectfully submit that the description of Irwin above shows that the reference is directed at a completely different area of technology than the presently claimed invention and is therefore an improper reference. Irwin is directed at a method and system for intercepting and processing boot strap loader requests from a ROM-BIOS. As described in Irwin, "boot" in the context of the reference means to initialize a system to run an operating system which is stored as a disk file (Irwin, Col. 1, lines 56-57). Irwin discloses a PC selecting a file server on a network that is running a

virtual disk process and is able to service data requests. Then, the data to be stored and requests for data to be read are transmitted from the PC to the server which was selected. The PC and file server then interact to allow the PC to load the DOS code into the RAM of the PC (Irwin, Col. 3, lines 29-68 - Col. 4, lines 1-56). Irwin is thus clearly not disclosing any technology relevant to the presently claimed invention of a method and system for managing web sites and dynamic web page generation requests. Applicants therefore respectfully submit that Irwin is not a proper reference in the present case.

Additionally, assuming arguendo that the reference is proper, Irwin does not teach or suggest any type of management of Internet sites. More specifically, Irwin does not teach or suggest a method and system for managing web sites and dynamic web page generation requests, as presently claimed. There is no teaching or suggestion in Irwin for any type of "page server" that processes a request from a Web server while the Web server concurrently processes a different request, as claimed. The boot strapping loader requests in Irwin cannot be equated with requests for dynamic web page generation on the World Wide Web. As described above, "boot" in the context of Irwin means to initialize a system to run an operating system which is stored as a disk file (Irwin, Col. 1, lines 56-57). This type of "request" is clearly unrelated to the Web page generation requests of the present invention.

Finally, Irwin does not teach or suggest dynamically generating a Web page in response to a request wherein the Web page includes data dynamically retrieved from one or more data sources, as claimed. Applicants therefore respectfully submit that even if Irwin is considered a proper reference, it does not render the claimed invention unpatentable. As such,

Applicants respectfully request the Examiner to withdraw the 35 U.S.C. 103 rejection to Claims 1-7 and 11-16.

In conclusion, it is respectfully submitted that in view of the amendments and remarks set forth herein, that all objections and rejections have been overcome. All claims are now in condition for allowance and such action is earnestly solicited.

If there are any additional charges, please charge them to our Deposit Account Number 02-2666. If a telephone conference would facilitate the prosecution of this application, the Examiner is invited to contact the undersigned at (408) 720-8598.

Respectfully submitted,  
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